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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Benedikt Aschermann § Group Art Unit: Not yet known
Serial No: 10/502528 § Examiner: Terry M Johnson
Filed: July 26, 2004 § Vessels
 §
 §

For: Method and System for Transmission of Carrier Signals Between First and Second Antenna Networks

Attention OIPE
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

CERTIFICATE OF MAILING OR TRANSMISSION
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage for First class or Express mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or being facsimile transmitted to the USPTO at (571) 273-8300, or electronically via EFS-Web on the date indicated below.

Date: June 26, 2006

Name: Melissa Wingo

Signature: Melissa Wingo

Dear Sir:

**PETITION TO WITHDRAW HOLDING OF ABANDONMENT
UNDER 37 C.F.R. 1.181**

It is respectfully requested that the USPTO withdraw the holding of abandonment and continue examination of this application. The application was abandoned by the USPTO for Applicant's failure to timely file a response to the Notification of Missing Requirements dated 17 December 2004. The Applicant contends that this application is, in fact, not abandoned. The facts relating to the abandonment of this application are as follows:

Petition to Withdraw Holding of Abandonment - PAGE 1 of 2
EUS/J/P/06-3165
Attorney Docket No. P14957-US1

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1. A Notification of Missing Requirements was mailed by the USPTO on 17 December 2004.

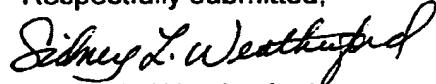
2. The Applicant timely submitted a Response to Notification of Missing Requirements to the USPTO by facsimile to (703)305-3230 on January 4, 2005. A copy of this submittal is enclosed herewith, along with the USPTO Auto-Reply Facsimile Transmission receipt dated January 4, 2005. (Enclosure A)

3. A Notice of Abandonment was issued by the USPTO on June 12, 2006. The notice stated that the Applicant failed to respond to the Notification of Missing Requirements dated 17 December 2004. (Enclosure B)

The Applicant contends that a response was timely filed with the USPTO and the USPTO's Auto-Reply Facsimile Transmission receipt is proof that the USPTO received the response in a timely manner. The Applicant further contends that no petition fee is due since the response was misplaced by the USPTO.

For all the above reasons, the Applicant respectfully requests that the USPTO withdraw the holding of abandonment and continue examination of this application.

Respectfully submitted,



Sidney L. Weatherford
Registration No. 45,602

Ericsson Inc.
6300 Legacy Drive, M/S EVR 1-C-11
Plano, Texas 75024

(972) 583-8656
sidney.weatherford@ericsson.com



UNITED STATES PATENT AND TRADEMARK OFFICE

1W
UNITED STATES DEPARTMENT OF COMMERCE
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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/502,528	Benedikt Aschermann	P14957-US1
INTERNATIONAL APPLICATION NO.		
PCT/EP02/00996		
IA. FILING DATE		PRIORITY DATE
		01/30/2002
CONFIRMATION NO. 7480		
371 FORMALITIES LETTER		
OC090000014779845		

Ericsson Inc
6300 Legacy Drive
M/S EVW 2-C-2
Plano, TX 75024

Docketed:	MP	
Due:	2-17-05	
Initials:	JW	

Date Mailed: 12/17/2004

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 07/26/2004
- Copy of the International Search Report filed on 07/26/2004
- Copy of IPE Report filed on 07/26/2004
- Preliminary Amendments filed on 07/26/2004
- U.S. Basic National Fees filed on 07/26/2004

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DEC 17 2004

EUS LEGAL DEPT.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- \$130 Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Late oath or declaration Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions

of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

A copy of this notice MUST be returned with the response.

JOHN L ANDERSON

Telephone: (703) 308-9116

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/502,528	PCT/EP02/00996	P14957-US1

FORM PCT/DO/EO/905 (371 Formalities Notice)

Auto-Reply Facsimile Transmission



TO: Fax Sender at 9725837864

Fax Information

Date Received:

Total Pages:

1/4/2005 2:19:49 PM [Eastern Standard Time]

6 (including cover page)

ADVISORY: This is an automatically generated return receipt confirmation of the facsimile transmission received by the Office. Please check to make sure that the number of pages listed as received in Total Pages above matches what was intended to be sent. Applicants are advised to retain this receipt in the unlikely event that proof of this facsimile transmission is necessary. Applicants are also advised to use the certificate of facsimile transmission procedures set forth in 37 CFR 1.8(a) and (b), 37 CFR 1.6(f). Trademark Applicants, also see the Trademark Manual of Examining Procedure (TMEP) section 306 et seq.

Received
Cover
Page

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81/94/2005 13:17 5725837864 EXCISON IPR LEGAL PAGE 01/06

EUSUPR09-3000

Response To Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/DE/US)				Docket No. P14057-US1
1. Re Application Of: Benedict Ascherman: US Application No. 10/902,828 I.A. Filing Date 01/02/2002 Examiner Unknown Group Art Unit Unknown				
Invention: Method and System for Treatment of Cancer Signals Between First and Second Antennae in Malaria				
Mail Stop PCT Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 Facsimile No. (703) 315-2230				
The response to the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/DE/US) mailed on December 17, 2004.				
Please furnish for filing are the following: <input checked="" type="checkbox"/> A copy of the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/DE/US) (2 pages) <input checked="" type="checkbox"/> A properly signed oath or declaration in compliance with 37 CFR 1.487(a) and (b), identifying the application by the international application number and international filing date (3 pages) <input type="checkbox"/> A verified English translation of the non-English language application papers as originally filed. It is requested that this translation be used as the copy for examination purposes in the United States Patent and Trademark Office. <input type="checkbox"/> Other _____				
<input type="checkbox"/> This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the above-identified Notice to File Missing Parts of Application. The requested extension is as follows (check line period closest). If an additional time extension is required, please consider this a petition therefor. <input type="checkbox"/> One month (\$120) <input type="checkbox"/> Two months (\$450) <input type="checkbox"/> Three months (\$1020) <input type="checkbox"/> Four months (\$1680) <input type="checkbox"/> Five months (\$2160)				
From: _____ Until: _____				
<input type="checkbox"/> The Commissioner is hereby authorized to charge \$150.00, the surcharge for late payment of filing fee and/or late filing of original declaration or oath or any other fees which may be required, or any extra overpayment, to Deposit Account No. 50-1212. If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required.				
Signature: <i>Schrey L. Whetstone</i> Schrey L. Whetstone, CPC Intellectual Property Counsel Excison Inc. 6300 Legacy Drive, MS-EVW2C2 Plano, Texas 75024 Date: January 4, 2005		CERTIFICATE OF MAILING OR TRANSMISSION I hereby certify that the foregoing is being transmitted by facsimile to the above-named recipient. This document is being transmitted in electronic form and will be deemed received in accordance with 37 CFR 1.8(d) or 1.10(e)(2).		
		Date: January 4, 2005 Name: Jacqueline Wilson Signature: <i>Jacqueline Wilson</i>		

PAGE 10 OF 10 01/14/2005 2:19:49 PM Excerpts from Log: 5725837864 01/04/2005 13:17:00 01/04/2005 13:17:00 01/04/2005 13:17:00 01/04/2005 13:17:00

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Response To Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US)				Docket No. P14957-US1
In Re Application Of: Benedikt Aschermann				
US Application No. 10/502,528	I.A. Filing Date 01/30/2002	Examiner Unknown	Group Art Unit Unknown	
Invention: Method and System for Transmission of Carrier Signals Between First and Second Antenna Networks				
Mail Stop PCT Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 Facsimile No. (703) 305-3230				
<p>This is a response to the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) mailed on <u>December 17, 2004</u>.</p> <p>Enclosed herewith for filing are the following:</p> <p><input checked="" type="checkbox"/> A copy of the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US). (2 page(s))</p> <p><input checked="" type="checkbox"/> A properly signed oath or declaration in compliance with 37 CFR 1.497(a) and (b), identifying the application by the international application number and international filing date. (3 page(s))</p> <p><input type="checkbox"/> A verified English translation of the non-English language application papers as originally filed. It is requested that this translation be used as the copy for examination purposes in the United States Patent and Trademark Office.</p> <p><input type="checkbox"/> Other: _____</p> <p><input type="checkbox"/> This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the above-identified Notice to File Missing Parts of Application. The requested extension is as follows (check time period desired). If an additional time extension is required, please consider this a petition therefor.</p> <p><input type="checkbox"/> One month <input type="checkbox"/> Two months <input type="checkbox"/> Three months <input type="checkbox"/> Four months <input type="checkbox"/> Five months (\$120) (\$450) (\$1020) (\$1590) (\$2160)</p> <p>from: _____ until: _____</p> <p><input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge <u>\$130.00</u>, the surcharge for late payment of filing fee and/or late filing of original declaration or oath or any other fees which may be required, or credit any overpayment, to <u>Deposit Account No. 50-1379</u>. If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required</p>				
Signature: <u>Sidney L. Weatherford</u> Sidney L. Weatherford Intellectual Property Counsel Ericsson Inc. 6300 Legacy Drive, MS/EVW2C2 Plano, Texas 75024 Date: <u>January 4, 2005</u>		<div style="border: 1px solid black; padding: 5px; text-align: center;"> CERTIFICATE OF MAILING OR TRANSMISSION I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage for First class or Express mail in an envelope addressed to Commissioner for Patents, or being facsimile transmitted to the USPTO on the date indicated below. Date: <u>January 4, 2005</u> Name: <u>Jacqueline Wilson</u> Signature: <u>Jacqueline Wilson</u> </div>		

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TRANSMISSION VERIFICATION REPORT

TIME : 01/04/2005 13:18
 NAME : ERICSSON IPR LEGAL
 FAX : 9725837864
 TEL : 9725830000
 SER. # : BR0H2J626972

DATE, TIME	01/04 13:17
FAX NO./NAME	917033053230
DURATION	00:01:36
PAGE(S)	06
RESULT	OK
MODE	STANDARD ECM

EUS/J/P/05-3000

Response To Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US)	Docket No. P14957-US1
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In Re Application Of: Benedikt Aschermann

US Application No.	I.A. Filing Date	Examiner	Group Art Unit
10/502,528	01/30/2002	Unknown	Unknown

Invention: Method and System for Transmission of Carrier Signals Between First and Second Antenna Networks

Mail Stop PCT
 Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450
 Facsimile No. (703) 305-3230

This is a response to the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) mailed on December 17, 2004.

Enclosed herewith for filing are the following:

- A copy of the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US). (2 page(s))
- A properly signed oath or declaration in compliance with 37 CFR 1.497(a) and (b), identifying the application by the international application number and international filing date. (3 page(s))
- A verified English translation of the non-English language application papers as originally filed. It is requested that this translation be used as the copy for examination purposes in the United States Patent and Trademark Office.
- Other: _____

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the above-identified Notice to File Missing Parts of Application. The requested extension is as follows (check time period desired). If an additional time extension is required, please consider this a petition therefor.

One month Two months Three months Four months Five months
 (\$120) (\$450) (\$1020) (\$1590) (\$2160)

from: _____ until: _____

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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/502,528	Benedikt Aschermann	P14957-US1
		INTERNATIONAL APPLICATION NO.
		PCT/EP02/00996
		I.A. FILING DATE
		PRIORITY DATE
		01/30/2002

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Ericsson Inc
 6300 Legacy Drive
 M/S EVW 2-C-2
 Plano, TX 75024

CONFIRMATION NO. 7480

371
**ABANDONMENT/TERMINATION
 LETTER**

OC00000019083227

Date Mailed: 06/12/2006

NOTIFICATION OF ABANDONMENT

The United States Patent and Trademark Office in its capacity as a Designated / Elected Office (37 CFR 1.495) has made the following determination:

- The applicant has not responded to the Notice of Missing Requirements mailed 17 December 2004. Therefore, this applicant is abandoned.

Therefore, the above identified application failed to meet the requirements of 35 U.S.C. 371 and 37 CFR 1.495, and is ABANDONED AS TO THE UNITED STATES OF AMERICA.

TERRY M JOHNSON VESSELS

Telephone: (703) 308-9140 EXT 221

PART 1 - ATTORNEY/APPLICANT COPY

FORM PCT/DO/EO/909 (371 Abandonment Notice)

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